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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Haruo Kodama et al. §

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Conf. No.:

2837

Group Art Unit: 3745

JAN 1 4 2004

Appln. No.:

09/652,090

§ Examiner:

F. D. Lopez

TECHNOLOGY CENTER R3700

Filing Date:

August 31, 2000

§ Attorney Docket No.: 9369-51US

§ (T37-124467M/TH)

Title: HYDRAULIC DRIVE APPARATUS

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(c)(1) AND §1.97(e)(1)

Enclosed are copies of each of the documents listed on the attached Information Disclosure Citation Form(s) PTO/SB/08A and/or B, which may be material to the patentability of this application and/or for which there may be a duty to disclose in accordance with 37 C.F.R. §1.56.

The filing of this Information Disclosure Statement shall not be construed as an admission that any of the listed documents constitutes prior art, nor as an admission against interest in any manner.

I hereby certify that each document cited in this Information Disclosure Statement was first cited in a communication (copy enclosed) dated October 21, 2003 from the European Patent Office in counterpart European Application No. EP 00 11 8896 not more than three months prior to the filing of this Statement.

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It is respectfully requested that this Information Disclosure Statement and the documents listed on the attached Form PTO/SB/08A and/or B be considered and acknowledged by the Examiner in connection with the above-identified patent application, be made of record therein, and that the listed document(s) be cited in the issued patent.

Respectfully submitted,

Haruo Kodama et al.

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RAW:KBG:cbf Enclosures

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Form PTO/SB/08 JAN 1 2 2004			2004	Complete if Known		
	<u> </u>		53	Application Number	09/652,090	
INFORMATION DISCLOSURE STATEMENT BY ARRICANT		Filing Date	August 31, 2000			
		First Named Inventor	Haruo Kodama et al.			
(use as many sheets as necessary)		Group Art Unit	3745			
		Examiner Name	F. D. Lopez			
Sheet	1	of	1	Attorney Docket Number	9369-51US (T37-124467M/TH)	
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U.S. PATENT DOCUMENTS					
Exr Initials			Name of First Inventor of Cited Document	Date of Publication of Cited Document MM-YYYY	
	3,621,762		Yo lkebe et al.	11-1969	

FOREIGN PATENT DOCUMENTS							
		Foreign Patent Docume		Name of Applicant of Cited Document	Date of	T,	
Exr Initials	Country Code	Number	Kind Code (if known)		Publication of Cited Document MM-YYYY		
	EP	0 796 952	A1	Shin Caterpillar Mitsubishi Ltd.	09-1997		
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	OTHER PRIOR ART - NON PATENT LITERATURE DOCUME	NTS	
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